

Calendar No. 39

104TH CONGRESS
1ST SESSION

S. 617

[Report No. 104-17]

A BILL

Making additional supplemental appropriations and rescissions for the fiscal year ending September 30, 1995, and for other purposes.

MARCH 24 (legislative day, MARCH 23), 1995

Read twice and placed on the calendar

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[Report No. 104–17]

Making additional supplemental appropriations and rescissions for the fiscal year ending September 30, 1995, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 24 (legislative day, MARCH 23), 1995

Mr. HATFIELD, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making additional supplemental appropriations and rescissions for the fiscal year ending September 30, 1995, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, to pro-
5 vide additional supplemental appropriations and rescis-
6 sions for the fiscal year ending September 30, 1995, and
7 for other purposes, namely:

**TITLE I—SUPPLEMENTALS AND
RESCISSIONS**

CHAPTER I

DEPARTMENT OF AGRICULTURE, RURAL DE-
VELOPMENT, FOOD AND DRUG ADMINIS-
TRATION, AND RELATED AGENCIES

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH SERVICE

(TRANSFER OF FUNDS)

For an additional amount for necessary expenses of
the Agricultural Research Service, \$2,218,000, to be de-
rived by transfer from “Nutrition Initiatives”, Food and
Consumer Service.

FOOD SAFETY AND INSPECTION SERVICE

For an additional amount for salaries and expenses
of the Food Safety and Inspection Service, \$9,082,000.

COMMODITY CREDIT CORPORATION FUND

FOOD FOR PROGRESS

Notwithstanding any other provision of law, no funds
of the Commodity Credit Corporation in excess of
\$50,000,000 for fiscal year 1995 (exclusive of the cost of
commodities in the fiscal year) may be used to carry out
the Food for Progress Act of 1985 (7 U.S.C. 1736o) with
respect to commodities made available under section
416(b) of the Agricultural Act of 1949: *Provided*, That

1 of this amount not more than \$20,000,000 may be used
 2 without regard to section 110(g) of the Food for Progress
 3 Act of 1985 (7 U.S.C. 1736o(g)). The additional costs re-
 4 sulting from this provision shall be financed from funds
 5 credited to the Corporation pursuant to section 426 of
 6 Public Law 103-465.

7 RURAL ELECTRIFICATION ADMINISTRATION

8 RURAL ELECTRIFICATION AND TELEPHONE LOANS

9 PROGRAM ACCOUNT

10 The second paragraph under this heading in Public
 11 Law 103-330 (108 Stat. 2441) is amended by inserting
 12 before the period at the end, the following: “: *Provided*,
 13 That notwithstanding section 305(d)(2) of the Rural Elec-
 14 trification Act of 1936, borrower interest rates may exceed
 15 7 per centum per year”.

16 FOOD AND NUTRITION SERVICE

17 COMMODITY SUPPLEMENTAL FOOD PROGRAM

18 The paragraph under this heading in Public Law
 19 103-330 (108 Stat. 2441) is amended by inserting before
 20 the period at the end, the following: “: *Provided further*,
 21 That twenty per centum of any Commodity Supplemental
 22 Food Program funds carried over from fiscal year 1994
 23 shall be available for administrative costs of the program”.

1 GENERAL PROVISIONS

2 Section 715 of Public Law 103–330 is amended by
3 deleting “\$85,500,000” and by inserting “\$110,000,000”.
4 The additional costs resulting from this provision shall be
5 financed from funds credited to the Commodity Credit
6 Corporation pursuant to section 426 of Public Law 103–
7 465.

8 OFFICE OF THE SECRETARY

9 (RESCISSION)

10 Of the funds made available under this heading in
11 Public Law 103–330, \$31,000 are rescinded: *Provided*,
12 That none of the funds made available to the Department
13 of Agriculture may be used to carry out activities under
14 7 U.S.C. 2257 without prior notification to the Commit-
15 tees on Appropriations.

16 AGRICULTURAL RESEARCH SERVICE

17 BUILDINGS AND FACILITIES

18 (RESCISSION)

19 Of the funds made available under this heading in
20 Public Law 103–330 and other Acts, \$1,500,000 are re-
21 scinded.

22 COOPERATIVE STATE RESEARCH SERVICE

23 (RESCISSION)

24 Of the funds made available under this heading in
25 Public Law 103–330, \$958,000 are rescinded, including
26 \$524,000 for contracts and grants for agricultural re-

1 search under the Act of August 4, 1965, as amended (7
 2 U.S.C. 450i(c)); and \$434,000 for necessary expenses of
 3 Cooperative State Research Service activities: *Provided*,
 4 That the amount of “\$9,917,000” available under this
 5 heading in Public Law 103–330 (108 Stat. 2441) for a
 6 program of capacity building grants to colleges eligible to
 7 receive funds under the Act of August 30, 1890, is amend-
 8 ed to read “\$9,207,000”.

9 ANIMAL AND PLANT HEALTH INSPECTION SERVICE

10 BUILDINGS AND FACILITIES

11 (RESCISSION)

12 Of the funds made available under this heading in
 13 Public Law 103–330, \$6,000,000 are rescinded.

14 RURAL DEVELOPMENT ADMINISTRATION AND FARMERS

15 HOME ADMINISTRATION

16 LOCAL TECHNICAL ASSISTANCE AND PLANNING GRANTS

17 (RESCISSION)

18 Of the funds made available under this heading in
 19 Public Law 103–330, \$1,750,000 are rescinded.

20 ALCOHOL FUELS CREDIT GUARANTEE PROGRAM

21 ACCOUNT

22 (RESCISSION)

23 Of the funds made available under this heading in
 24 Public Law 102–341, \$9,000,000 are rescinded.

1 RURAL ELECTRIFICATION ADMINISTRATION

2 RURAL ELECTRIFICATION AND TELEPHONE LOANS

3 PROGRAM ACCOUNT

4 (RESCISSION)

5 Of the funds made available under this heading in
6 Public Law 103–330, \$1,500,000 for the cost of 5 per
7 centum rural telephone loans are rescinded.

8 FOOD AND NUTRITION SERVICE

9 SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN,

10 INFANTS, AND CHILDREN (WIC)

11 (RESCISSION)

12 Of the funds made available under this heading in
13 Public Law 103–111, \$35,000,000 are rescinded.

14 FOREIGN AGRICULTURAL SERVICE

15 PUBLIC LAW 480 PROGRAM ACCOUNTS

16 Of the funds made available under this heading in
17 Public Law 103–330, \$142,500,000 are rescinded of
18 which: \$6,135,000 shall be from the amounts appropriated
19 for ocean freight differential costs; \$92,500,000 shall be
20 from the amounts appropriated for commodities supplied
21 in connection with dispositions abroad pursuant to title
22 III; and \$43,865,000 shall be from the amounts appro-
23 priated for the cost of direct credit agreements as author-
24 ized by the Agricultural Trade Development and Assist-
25 ance Act of 1954, as amended, and the Food for Progress
26 Act of 1985, as amended.

1 CHAPTER II
2 DEPARTMENTS OF COMMERCE, JUSTICE, AND
3 STATE, THE JUDICIARY, AND RELATED
4 AGENCIES

5 RELATED AGENCIES

6 NATIONAL BANKRUPTCY REVIEW COMMISSION

7 (TRANSFER OF FUNDS)

8 For the National Bankruptcy Review Commission as
9 authorized by Public Law 103-394, \$1,500,000 shall be
10 made available until expended, to be derived by transfer
11 from unobligated balances of the Working Capital Fund
12 in the Department of Justice.

13 UNITED STATES INFORMATION AGENCY

14 INTERNATIONAL BROADCASTING OPERATIONS

15 For an additional amount for “International Broad-
16 casting Operations”, \$7,290,000, for the Board for Inter-
17 national Broadcasting to remain available until expended.

18 DEPARTMENT OF JUSTICE

19 IMMIGRATION AND NATURALIZATION SERVICE

20 SALARIES AND EXPENSES

21 (RESCISSION)

22 Of the funds made available under this heading in
23 Public Law 103-317, \$1,000,000 are rescinded.

1 OFFICE OF JUSTICE PROGRAMS

2 DRUG COURTS

3 (RESCISSION)

4 Of the funds made available under this heading in
5 title VIII of Public Law 103–317, \$27,100,000 are re-
6 scinded.

7 OUNCE OF PREVENTION COUNCIL

8 (INCLUDING RESCISSION)

9 Of the funds made available under this heading in
10 title VIII of Public Law 103–317, \$1,000,000 are re-
11 scinded.

12 In addition, under this heading in Public Law 103–
13 317, after the word “grants”, insert the following: “and
14 administrative expenses”. After the word “expended”, in-
15 sert the following: “: *Provided*, That the Council is author-
16 ized to accept, hold, administer, and use gifts, both real
17 and personal, for the purpose of aiding or facilitating the
18 work of the Council”.

19 DEPARTMENT OF COMMERCE

20 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

21 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

22 (RESCISSION)

23 Of the funds made available under this heading in
24 Public Law 103–317, \$19,500,000 are rescinded.

1 INDUSTRIAL TECHNOLOGY SERVICES

2 (RESCISSION)

3 Of the funds made available under this heading in
4 Public Law 103–317 for the Manufacturing Extension
5 Partnership and the Quality Program, \$27,100,000 are
6 rescinded.

7 NATIONAL OCEANIC AND ATMOSPHERIC

8 ADMINISTRATION

9 OPERATIONS, RESEARCH, AND FACILITIES

10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 103–317, \$37,600,000 are rescinded.

13 CONSTRUCTION

14 (RESCISSION)

15 Of the funds made available under this heading in
16 Public Law 103–317, \$8,000,000 are rescinded.

17 TECHNOLOGY ADMINISTRATION

18 UNDER SECRETARY FOR TECHNOLOGY/OFFICE OF

19 TECHNOLOGY POLICY

20 SALARIES AND EXPENSES

21 (RESCISSION)

22 Of the funds made available under this heading in
23 Public Law 103–317, \$1,500,000 are rescinded.

1 NATIONAL TECHNICAL INFORMATION SERVICE

2 NTIS REVOLVING FUND

3 (RESCISSION)

4 Of the funds made available under this heading in
5 Public Law 103-317, \$7,600,000 are rescinded.

6 ECONOMIC DEVELOPMENT ADMINISTRATION

7 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

8 (RESCISSIONS)

9 Of unobligated balances available under this heading
10 pursuant to Public Law 103-75, Public Law 102-368,
11 and Public Law 103-317, \$47,384,000 are rescinded.

12 THE JUDICIARY

13 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER

14 JUDICIAL SERVICES

15 UNITED STATES COURT OF INTERNATIONAL TRADE

16 (RESCISSION)

17 Of the funds made available under this heading in
18 Public Law 103-317, \$1,000,000 are rescinded.

19 DEFENDER SERVICES

20 (RESCISSION)

21 Of the funds made available under this heading in
22 Public Law 103-317, \$4,100,000 are rescinded.

1 RELATED AGENCY

2 SMALL BUSINESS ADMINISTRATION

3 SALARIES AND EXPENSES

4 (RESCISSION)

5 Of the funds made available under this heading in
6 Public Law 103-317, \$15,000,000 are rescinded: *Pro-*
7 *vided*, That no funds in that public law shall be available
8 to implement section 24 of the Small Business Act, as
9 amended.

10 BUSINESS LOANS PROGRAM ACCOUNT

11 (RESCISSION)

12 Of the funds made available under this heading in
13 Public Law 103-317, \$15,000,000 are rescinded.

14 DEPARTMENT OF STATE

15 ADMINISTRATION OF FOREIGN AFFAIRS

16 DIPLOMATIC AND CONSULAR PROGRAMS

17 (RESCISSION)

18 Of the funds made available under this heading in
19 Public Law 103-317, \$2,000,000 are rescinded.

20 ACQUISITION AND MAINTENANCE OF BUILDINGS ABROAD

21 (RESCISSION)

22 Of the funds made available under this heading in
23 Public Law 103-317, \$30,000,000 are rescinded.

1 INTERNATIONAL ORGANIZATIONS AND CONFERENCES

2 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING

3 ACTIVITIES

4 (RESCISSION)

5 Of the funds made available under this heading in
6 Public Law 103–317, \$14,617,000 are rescinded.

7 RELATED AGENCIES

8 ARMS CONTROL AND DISARMAMENT AGENCY

9 ARMS CONTROL AND DISARMAMENT ACTIVITIES

10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 103–317, \$4,000,000 are rescinded, of which
13 \$2,000,000 are from funds made available for activities
14 related to the implementation of the Chemical Weapons
15 Convention.

16 BOARD FOR INTERNATIONAL BROADCASTING

17 ISRAEL RELAY STATION

18 (RESCISSION)

19 From unobligated balances available under this head-
20 ing, \$2,000,000 are rescinded.

21 UNITED STATES INFORMATION AGENCY

22 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

23 (RESCISSION)

24 Of the funds made available under this heading in
25 Public Law 103–317, \$5,000,000 are rescinded.

1 RADIO CONSTRUCTION

2 (RESCISSION)

3 Of the funds made available under this heading,
4 \$6,000,000 are rescinded.

5 RADIO FREE ASIA

6 (RESCISSION)

7 Of the funds made available under this heading,
8 \$6,000,000 are rescinded.

9 CHAPTER III

10 ENERGY AND WATER DEVELOPMENT

11 DEPARTMENT OF DEFENSE—CIVIL

12 DEPARTMENT OF THE ARMY

13 CORPS OF ENGINEERS—CIVIL

14 GENERAL INVESTIGATIONS

15 (RESCISSIONS)

16 Of the funds made available under this heading in
17 Public Law 103–316 and prior years' Energy and Water
18 Development Appropriations Acts, \$10,000,000 are re-
19 scinded.

20 CONSTRUCTION, GENERAL

21 (RESCISSIONS)

22 Of the funds made available under this heading in
23 Public Law 103–316 and prior years' Energy and Water
24 Development Appropriations Acts, \$50,000,000 are re-
25 scinded.

1 DEPARTMENT OF THE INTERIOR

2 BUREAU OF RECLAMATION

3 OPERATION AND MAINTENANCE

4 (RESCISSION)

5 Of the funds made available under this heading in
6 Public Law 103-316, \$10,000,000 are rescinded.

7 DEPARTMENT OF ENERGY

8 ENERGY SUPPLY, RESEARCH AND DEVELOPMENT

9 ACTIVITIES

10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 103-316, \$81,500,000 are rescinded.

13 ATOMIC ENERGY DEFENSE ACTIVITIES

14 DEFENSE ENVIRONMENTAL RESTORATION AND WASTE

15 MANAGEMENT

16 (RESCISSIONS)

17 Of the amounts made available under this heading
18 in Public Law 103-316 and prior years' Energy and
19 Water Development Acts, \$100,000,000 are rescinded.

20 MATERIALS SUPPORT AND OTHER DEFENSE PROGRAMS

21 (RESCISSIONS)

22 Of the amounts made available under this heading
23 in Public Law 103-316, and prior years' Energy and
24 Water Development Acts, \$15,000,000 are rescinded.

1 DEPARTMENTAL ADMINISTRATION

2 (RESCISSION)

3 Of the funds made available under this heading in
4 Public Law 103–316, \$20,000,000 are rescinded.

5 POWER MARKETING ADMINISTRATIONS

6 CONSTRUCTION, REHABILITATION, OPERATION AND

7 MAINTENANCE, WESTERN AREA POWER ADMINISTRATION

8 (RESCISSIONS)

9 Of the amounts made available under this heading
10 in Public Law 103–316 and prior years' Energy and
11 Water Development Acts, \$30,000,000 are rescinded.

12 INDEPENDENT AGENCIES

13 APPALACHIAN REGIONAL COMMISSION

14 (RESCISSION)

15 Of the funds made available under this heading in
16 Public Law 103–316, \$10,000,000 are rescinded.

17 TENNESSEE VALLEY AUTHORITY

18 TENNESSEE VALLEY AUTHORITY FUND

19 (RESCISSION)

20 Of the funds made available under this heading in
21 Public Law 103–316, \$5,000,000 are rescinded.

1 CHAPTER IV
2 FOREIGN OPERATIONS, EXPORT FINANCING,
3 AND RELATED PROGRAMS
4 (RESCISSION)

5 Of the unearmarked and unobligated balances of
6 funds available in Public Law 103–87 and Public Law
7 103–306, \$100,000,000 are rescinded: *Provided*, That not
8 later than thirty days after the enactment of this Act the
9 Director of the Office of Management and Budget shall
10 submit a report to Congress setting forth the accounts and
11 amounts which are reduced pursuant to this paragraph.

12 CHAPTER V
13 DEPARTMENT OF THE INTERIOR AND
14 RELATED AGENCIES
15 DEPARTMENT OF THE INTERIOR
16 BUREAU OF LAND MANAGEMENT
17 MANAGEMENT OF LANDS AND RESOURCES
18 (RESCISSION)

19 Of the funds available under this heading in Public
20 Law 103–332, \$70,000 are rescinded, to be derived from
21 amounts available for developing and finalizing the
22 Roswell Resource Management Plan/Environmental Im-
23 pact Statement and the Carlsbad Resource Management
24 Plan Amendment/Environmental Impact Statement: *Pro-*
25 *vided*, That none of the funds made available in such Act

1 or any other appropriations Act may be used for finalizing
2 or implementing either such plan.

3 CONSTRUCTION AND ACCESS

4 (RESCISSIONS)

5 Of the funds available under this heading in Public
6 Law 103–332, Public Law 103–138, and Public Law 102–
7 381, \$2,100,000 are rescinded.

8 LAND ACQUISITION

9 (RESCISSIONS)

10 Of the funds available under this heading in Public
11 Law 102–381, Public Law 101–121, and Public Law 100–
12 446, \$1,497,000 are rescinded.

13 UNITED STATES FISH AND WILDLIFE SERVICE

14 RESOURCE MANAGEMENT

15 (RESCISSION)

16 Of the funds available under this heading in Public
17 Law 103–332, \$3,000,000 are rescinded.

18 CONSTRUCTION

19 (RESCISSIONS)

20 Of the funds available under this heading or the
21 heading Construction and Anadromous Fish in Public
22 Law 103–332, Public Law 103–138, Public Law 103–75,
23 Public Law 102–381, Public Law 102–154, Public Law
24 102–368, Public Law 101–512, Public Law 101–121,
25 Public Law 100–446, and Public Law 100–202,
26 \$13,215,000 are rescinded.

1 LAND ACQUISITION

2 (RESCISSIONS)

3 Of the funds available under this heading in Public
4 Law 103-332, Public Law 103-138, Public Law 102-
5 381, and Public Law 101-512, \$3,893,000 are rescinded.

6 NATIONAL BIOLOGICAL SURVEY

7 RESEARCH, INVENTORIES, AND SURVEYS

8 (RESCISSIONS)

9 Of the funds available under this heading in Public
10 Law 103-332 and Public Law 103-138, \$12,544,000 are
11 rescinded.

12 NATIONAL PARK SERVICE

13 CONSTRUCTION

14 (RESCISSION)

15 Of the funds available under this heading in Public
16 Law 103-332, \$25,970,000 are rescinded.

17 URBAN PARK AND RECREATION FUND

18 (RESCISSION)

19 Of the funds available under this heading in Public
20 Law 103-332, \$7,480,000 are rescinded.

21 LAND ACQUISITION AND STATE ASSISTANCE

22 (RESCISSIONS)

23 Of the funds available under this heading in Public
24 Law 103-332, Public Law 103-138, Public Law 102-
25 381, Public Law 102-154, Public Law 101-512, Public
26 Law 101-121, Public Law 100-446, Public Law 100-

1 202, Public Law 99–190, Public Law 98–473, and Public
2 Law 98–146, \$11,297,000 are rescinded.

3 MINERALS MANAGEMENT SERVICE

4 ROYALTY AND OFFSHORE MINERALS MANAGEMENT

5 (RESCISSION)

6 Of the funds made available under this heading in
7 Public Law 103–332, \$814,000 are rescinded.

8 BUREAU OF INDIAN AFFAIRS

9 OPERATION OF INDIAN PROGRAMS

10 (RESCISSION)

11 Of the funds available under this heading in Public
12 Law 103–332, \$11,350,000 are rescinded: *Provided*, That
13 the first proviso under this head in Public Law 103–332
14 is amended by striking “\$330,111,000” and inserting in
15 lieu thereof “\$329,361,000”.

16 CONSTRUCTION

17 (RESCISSION)

18 Of the funds available under this heading in Public
19 Law 103–332, \$9,571,000 are rescinded.

20 INDIAN DIRECT LOAN PROGRAM ACCOUNT

21 (RESCISSION)

22 Of the funds provided under this heading in Public
23 Law 103–332, \$1,900,000 is rescinded.

1 TERRITORIAL AND INTERNATIONAL AFFAIRS

2 ADMINISTRATION OF TERRITORIES

3 (RESCISSION)

4 Of the funds available under this heading in Public

5 Law 103–332, \$1,900,000 are rescinded.

6 TRUST TERRITORY OF THE PACIFIC ISLANDS

7 (RESCISSION)

8 Of the funds available under this heading in Public

9 Law 99–591, \$32,139,000 are rescinded.

10 COMPACT OF FREE ASSOCIATION

11 (RESCISSION)

12 Of the funds made available under this heading in

13 Public Law 103–332, \$1,000,000 are rescinded.

14 DEPARTMENT OF AGRICULTURE

15 FOREST SERVICE

16 FOREST RESEARCH

17 (RESCISSION)

18 Of the funds available under this heading in Public

19 Law 103–332, \$6,000,000 are rescinded.

20 STATE AND PRIVATE FORESTRY

21 (RESCISSIONS)

22 Of the funds available under this heading in Public

23 Law 103–332 and Public Law 103–138, \$6,250,000 are

24 rescinded.

1 INTERNATIONAL FORESTRY

2 (RESCISSION)

3 Of the funds available under this heading in Public
4 Law 103-332, \$3,000,000 are rescinded.

5 CONSTRUCTION

6 (RESCISSIONS)

7 Of the funds available under this heading in Public
8 Law 103-332, Public Law 103-138 and Public Law 102-
9 381, \$7,824,000 are rescinded: *Provided*, That the first
10 proviso under this head in Public Law 103-332 is amend-
11 ed by striking “1994” and inserting in lieu thereof
12 “1995”.

13 LAND ACQUISITION

14 (RESCISSIONS)

15 Of the funds available under this heading in Public
16 Law 103-332, Public Law 103-138 and Public Law 102-
17 381, \$3,020,000 are rescinded.

18 DEPARTMENT OF ENERGY

19 FOSSIL ENERGY RESEARCH AND DEVELOPMENT

20 (RESCISSION)

21 Of the funds available under this heading in Public
22 Law 103-332, \$20,750,000 are rescinded.

23 NAVAL PETROLEUM AND OIL SHALE RESERVES

24 (RESCISSION)

25 Of the funds available under this heading in Public
26 Law 103-332, \$11,000,000 are rescinded.

1 ENERGY CONSERVATION

2 (RESCISSIONS)

3 Of the funds available under this heading in Public
4 Law 103-332, \$34,928,000 are rescinded.

5 Of the funds available under this heading in Public
6 Law 103-138, \$13,700,000 are rescinded.

7 DEPARTMENT OF EDUCATION

8 OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

9 INDIAN EDUCATION

10 (RESCISSION)

11 Of the funds available under this heading in Public
12 Law 103-332, \$2,000,000 are rescinded.

13 OTHER RELATED AGENCIES

14 SMITHSONIAN INSTITUTION

15 CONSTRUCTION AND IMPROVEMENTS, NATIONAL

16 ZOOLOGICAL PARK

17 (RESCISSIONS)

18 Of the funds available under this heading in Public
19 Law 102-381, and Public Law 103-138, \$1,000,000 are
20 rescinded.

21 CONSTRUCTION

22 (RESCISSIONS)

23 Of the funds made available under this heading in
24 Public Law 102-154, Public Law 102-381, Public Law
25 103-138, and Public Law 103-332, \$11,237,000 are re-
26 scinded: *Provided*, That of the amounts proposed herein

1 for rescission, \$2,500,000 are from funds previously ap-
2 propriated for the National Museum of the American In-
3 dian: *Provided further*, That notwithstanding any other
4 provision of law, the provisions of the Davis-Bacon Act
5 shall not apply to any contract associated with the con-
6 struction of facilities for the National Museum of the
7 American Indian.

8 NATIONAL GALLERY OF ART

9 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

10 (RESCISSION)

11 Of the funds available under this heading in Public
12 Law 103-332, \$407,000 are rescinded.

13 JOHN F. KENNEDY CENTER FOR THE PERFORMING

14 ARTS

15 CONSTRUCTION

16 (RESCISSION)

17 Of the funds available under this heading in Public
18 Law 103-332, \$3,000,000 are rescinded.

19 WOODROW WILSON INTERNATIONAL CENTER FOR

20 SCHOLARS

21 SALARIES AND EXPENSES

22 (RESCISSION)

23 Of the funds available under this heading in Public
24 Law 103-332, \$1,000,000 are rescinded.

1 NATIONAL FOUNDATION ON THE ARTS AND THE
2 HUMANITIES

3 NATIONAL ENDOWMENT FOR THE ARTS
4 GRANTS AND ADMINISTRATION
5 (RESCISSION)

6 Of the funds available under this heading in Public
7 Law 103–332, \$5,000,000 are rescinded.

8 NATIONAL ENDOWMENT FOR THE HUMANITIES
9 GRANTS AND ADMINISTRATION
10 (RESCISSION)

11 Of the funds available under this heading in Public
12 Law 103–332, \$5,000,000 are rescinded.

13 GENERAL PROVISIONS

14 SEC. 501. No funds made available in any appropria-
15 tions Act may be used by the Department of the Interior,
16 including but not limited to the United States Fish and
17 Wildlife Service and the National Biological Service, to
18 search for the Alabama sturgeon in the Alabama River,
19 the Cahaba River, the Tombigbee River or the Tennessee-
20 Tombigbee Waterway in Alabama or Mississippi.

21 SEC. 502. (a) None of the funds made available in
22 Public Law 103–332 may be used by the United States
23 Fish and Wildlife Service to implement or enforce special
24 use permit numbered 72030.

25 (b) The Secretary of the Interior shall immediately
26 reinstate the travel guidelines specified in special use per-

1 mit numbered 65715 for the visiting public and employees
2 of the Virginia Department of Conservation and Recre-
3 ation at Back Bay National Wildlife Refuge, Virginia.
4 Such guidelines shall remain in effect until such time as
5 an agreement described in subsection (c) becomes effec-
6 tive, but in no case shall remain in effect after September
7 30, 1995.

8 (c) It is the sense of Congress that the Secretary of
9 the Interior and the Governor of Virginia should negotiate
10 and enter into a long term agreement concerning re-
11 sources management and public access with respect to
12 Back Bay National Wildlife Refuge and False Cape State
13 Park, Virginia, in order to improve the implementation of
14 the missions of the Refuge and Park.

15 SEC. 503. (a) No funds available to the Forest Serv-
16 ice may be used to implement Habitat Conservation Areas
17 in the Tongass National Forest for species which have not
18 been declared threatened or endangered pursuant to the
19 Endangered Species Act, except that with respect to gos-
20 hawks the Forest Service may impose interim Goshawk
21 Habitat Conservation Areas not to exceed 300 acres per
22 active nest consistent with the guidelines utilized in na-
23 tional forests in the continental United States.

24 (b) The Secretary shall notify Congress within 30
25 days of any timber sales which may be delayed or canceled

1 due to the Goshawk Habitat Conservation Areas described
2 in subsection (a).

3 CHAPTER VI
4 DEPARTMENTS OF LABOR, HEALTH AND
5 HUMAN SERVICES, AND EDUCATION, AND
6 RELATED AGENCIES

7 DEPARTMENT OF LABOR
8 EMPLOYMENT AND TRAINING ADMINISTRATION
9 TRAINING AND EMPLOYMENT SERVICES

10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 103-333, \$1,521,220,000 are rescinded, in-
13 cluding \$46,404,000 for necessary expenses of construc-
14 tion, rehabilitation, and acquisition of new Job Corps cen-
15 ters, \$15,000,000 for the School-to-Work Opportunities
16 Act, \$15,600,000 for title III, part A of the Job Training
17 Partnership Act, \$20,000,000 for the title III, part B of
18 such Act, \$3,861,000 for service delivery areas under sec-
19 tion 101(a)(4)(A)(iii) of such Act, \$33,000,000 for carry-
20 ing out title II, part A of such Act, \$472,010,000 for car-
21 rying out title II, part C of such Act, \$750,000 for the
22 National Commission for Employment Policy and
23 \$421,000 for the National Occupational Information Co-
24 ordinating Committee: *Provided*, That service delivery
25 areas may transfer up to 50 percent of the amounts allo-
26 cated for program years 1994 and 1995 between the title

1 II-B and title II-C programs authorized by the Job
2 Training Partnership Act, if such transfers are approved
3 by the Governor.

4 COMMUNITY SERVICE EMPLOYMENT FOR OLDER

5 AMERICANS

6 (RESCISSIONS)

7 Of the funds made available in the first paragraph
8 under this heading in Public Law 103-333, \$11,263,000
9 are rescinded.

10 Of the funds made available in the second paragraph
11 under this heading in Public Law 103-333, \$3,177,000
12 are rescinded.

13 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT

14 SERVICE OPERATIONS

15 (RESCISSION)

16 Of the funds made available under this heading in
17 Public Law 103-333, \$20,000,000 are rescinded, and
18 amounts which may be expended from the Employment
19 Security Administration account in the Unemployment
20 Trust Fund are reduced from \$3,269,097,000 to
21 \$3,221,397,000.

22 BUREAU OF LABOR STATISTICS

23 SALARIES AND EXPENSES

24 Of the funds made available under this heading in
25 Public Law 103-333, \$1,100,000 are rescinded.

6 Of the funds made available under this heading in
7 Public Law 103-333, \$42,071,000 are rescinded.

8 CENTERS FOR DISEASE CONTROL AND PREVENTION
9 DISEASE CONTROL, RESEARCH, AND TRAINING
10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 103-333, \$1,300,000 are rescinded.

13 NATIONAL INSTITUTES OF HEALTH
14 BUILDINGS AND FACILITIES
15 (RESCISSION)

16 Of the available balances under this heading,
17 \$79,289,000 are rescinded.

18 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES
19 ADMINISTRATION
20 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES
21 (RESCISSION)

22 Of the funds made available under this heading in
23 Public Law 103-333, \$14,700,000 are rescinded.

1 ASSISTANT SECRETARY FOR HEALTH

2 OFFICE OF THE ASSISTANT SECRETARY FOR HEALTH

3 (RESCISSION)

4 Of the funds made available under this heading in

5 Public Law 103-333, \$2,320,000 are rescinded.

6 AGENCY FOR HEALTH CARE POLICY AND RESEARCH

7 HEALTH CARE POLICY AND RESEARCH

8 (RESCISSION)

9 Of the Federal funds made available under this head-
10 ing in Public Law 103-333, \$3,132,000 are rescinded.

11 HEALTH CARE FINANCING ADMINISTRATION

12 PROGRAM MANAGEMENT

13 (RESCISSION)

14 Funds made available under this heading in Public
15 Law 103-333 are reduced from \$2,207,135,000 to
16 \$2,185,935,000, and funds transferred to this account as
17 authorized by section 201(g) of the Social Security Act
18 are reduced to the same amount.

19 SOCIAL SECURITY ADMINISTRATION

20 SUPPLEMENTAL SECURITY INCOME PROGRAM

21 (RESCISSION)

22 Of the amounts appropriated in the first paragraph
23 under this heading in Public Law 103-333, \$67,000,000
24 are rescinded.

6 ADMINISTRATION FOR CHILDREN AND FAMILIES
7 JOB OPPORTUNITIES AND BASIC SKILLS
8 (RESCISSION)

14 Section 403(k)(3)(E) of the Social Security Act (as
15 amended by Public Law 100-485) is amended by adding
16 before the “and”: “reduced by an amount equal to the
17 total of those funds that are within each State’s limitation
18 for fiscal year 1995 that are not necessary to pay such
19 State’s allowable claims for such fiscal year (except that
20 such amount for such year shall be deemed to be
21 \$1,300,000,000 for the purpose of determining the
22 amount of the payment under subsection (l) to which each
23 State is entitled),”.

1 STATE LEGALIZATION IMPACT-ASSISTANCE GRANTS

2 (RESCISSION)

3 Of the funds made available in the second paragraph
4 under this heading in Public Law 103-333, \$6,000,000
5 are rescinded.

6 COMMUNITY SERVICES BLOCK GRANT

7 (RESCISSION)

8 Of the funds made available under this heading in
9 Public Law 103-333, \$26,988,000 are rescinded.

10 CHILD CARE AND DEVELOPMENT BLOCK GRANT

11 (RESCISSION)

12 Of the funds made available under this heading in
13 Public Law 103-333, \$8,400,000 are rescinded.

14 CHILDREN AND FAMILIES SERVICES PROGRAMS

15 (RESCISSION)

16 Of the funds made available under this heading in
17 Public Law 103-333, \$42,000,000 are rescinded from sec-
18 tion 639(A) of the Head Start Act, as amended.

19 ADMINISTRATION ON AGING

20 (AGING SERVICES PROGRAMS)

21 (RESCISSION)

22 Of the funds made available under this heading in
23 Public Law 103-333, \$899,000 are rescinded.

1 OFFICE OF THE SECRETARY
2 POLICY RESEARCH
3 (RESCISSION)

4 Of the funds made available under this heading in
5 Public Law 103–333, \$2,918,000 are rescinded.

6 DEPARTMENT OF EDUCATION
7 EDUCATION REFORM
8 (RESCISSION)

9 Of the funds made available under this heading in
10 Public Law 103–333, \$82,600,000 are rescinded, includ-
11 ing \$55,800,000 from funds made available for State and
12 local education systemic improvement, and \$11,800,000
13 from funds made available for Federal activities under the
14 Goals 2000: Educate America Act; and \$15,000,000 are
15 rescinded from funds made available under the School to
16 Work Opportunities Act, including \$4,375,000 for Na-
17 tional programs and \$10,625,000 for State grants and
18 local partnerships.

19 EDUCATION FOR THE DISADVANTAGED
20 (RESCISSION)

21 Of the funds made available under this heading in
22 Public Law 103–333, \$80,400,000 are rescinded as fol-
23 lows: \$72,500,000 from the Elementary and Secondary
24 Education Act, title I, part A, \$2,000,000 from part B,
25 and \$5,900,000 from part E, section 1501.

1 IMPACT AID

2 (RESCISSION)

3 Of the funds made available under this heading in
4 Public Law 103-333, \$16,293,000 for section 8002 are
5 rescinded.

6 SCHOOL IMPROVEMENT PROGRAMS

7 (RESCISSION)

8 Of the funds made available under this heading in
9 Public Law 103-333, \$236,417,000 are rescinded as fol-
10 lows: from the Elementary and Secondary Education Act,
11 title II-B, \$69,000,000, title IV, \$100,000,000, title V-
12 C, \$2,000,000, title IX-B, \$1,000,000, title X-D,
13 \$1,500,000, section 10602, \$1,630,000, title XII,
14 \$20,000,000, and title XIII-A, \$8,900,000; from the
15 Higher Education Act, section 596, \$13,875,000; from
16 funds derived from the Violent Crime Reduction Trust
17 Fund, \$11,100,000; and from funds for the Civil Rights
18 Act of 1964, title IV, \$7,412,000.

19 BILINGUAL AND IMMIGRANT EDUCATION

20 (RESCISSION)

21 Of the funds made available under this heading in
22 Public Law 103-333, \$32,380,000 are rescinded from
23 funding for title VII-A and \$11,000,000 from part C of
24 the Elementary and Secondary Education Act.

1 VOCATIONAL AND ADULT EDUCATION

2 (RESCISSION)

3 Of the funds made available under this heading in
4 Public Law 103-333, \$60,566,000 are rescinded as fol-
5 lows: from the Carl D. Perkins Vocational and Applied
6 Technology Education Act, title III-A, and -B,
7 \$43,888,000 and from title IV-A and -C, \$8,891,000;
8 from the Adult Education Act, part B-7, \$7,787,000.

9 STUDENT FINANCIAL ASSISTANCE

10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 103-333, \$10,000,000 are rescinded from
13 funding for the Higher Education Act, title IV, part
14 H-1.

15 HIGHER EDUCATION

16 (RESCISSION)

17 Of the funds made available under this heading in
18 Public Law 103-333, \$57,783,000 are rescinded as fol-
19 lows: from amounts available for the Higher Education
20 Act, title IV-A, chapter 5, \$496,000, title IV-A-2, chap-
21 ter 1, \$11,200,000, title IV-A-2, chapter 2, \$600,000,
22 title IV-A-6, \$2,000,000, title V-C, subparts 1 and 3,
23 \$16,175,000, title IX-B, \$10,100,000, title IX-E,
24 \$3,500,000, title IX-G, \$2,888,000, title X-D,
25 \$2,900,000, and title XI-A, \$500,000; Public Law 102-
26 325, \$1,000,000; and the Excellence in Mathematics,

1 Science, and Engineering Education Act of 1990,
2 \$6,424,000.

3 HOWARD UNIVERSITY
4 (RESCISSION)

5 Of the funds made available under this heading in
6 Public Law 103–333, \$3,300,000 are rescinded, including
7 \$1,500,000 for construction.

8 COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS
9 PROGRAM
10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 103–333 for the costs of direct loans, as au-
13 thorized under part C of title VII of the Higher Education
14 Act, as amended, \$168,000 are rescinded, and the author-
15 ity to subsidize gross loan obligations is repealed. In addi-
16 tion, \$322,000 appropriated for administrative expenses
17 are rescinded.

18 EDUCATION RESEARCH, STATISTICS, AND IMPROVEMENT
19 (RESCISSION)

20 Of the funds made available under this heading in
21 Public Law 103–333, \$15,200,000 are rescinded as fol-
22 lows: from the Elementary and Secondary Education Act,
23 title III–A, \$5,000,000, title III–B, \$5,000,000, and title
24 X–B, \$4,600,000; from the Goals 2000: Educate America
25 Act, title VI, \$600,000.

1 LIBRARIES

2 (RESCISSION)

3 Of the funds made available under this heading in
4 Public Law 103–333, \$2,916,000 are rescinded from title
5 II, part B, section 222 of the Higher Education Act.

6 RELATED AGENCIES

7 CORPORATION FOR PUBLIC BROADCASTING

8 (RESCISSION)

9 Of the funds made available under this heading in
10 Public Law 103–112, \$26,360,000 are rescinded. Of the
11 funds made available under this heading in Public Law
12 103–333, \$29,360,000 are rescinded.

13 RAILROAD RETIREMENT BOARD

14 DUAL BENEFITS PAYMENTS ACCOUNT

15 (RESCISSION)

16 Of the funds made available under this heading in
17 Public Law 103–333, \$7,000,000 are rescinded.

18 GENERAL PROVISIONS

19 FEDERAL DIRECT STUDENT LOAN PROGRAM

20 SEC. 601. Section 458(a) of the Higher Education
21 Act of 1965 (20 U.S.C. 1087h(a)) is amended—

22 (1) by striking “\$345,000,000” and inserting
23 “\$250,000,000”; and

24 (2) by striking “\$2,500,000,000” and inserting
25 “\$2,405,000,000”.

1 SEC. 602. Of the funds made available in fiscal year
2 1995 to the Department of Labor in Public Law 103–
3 333 for compliance assistance and enforcement activities,
4 \$8,975,000 are rescinded.

5 CHAPTER VII
6 LEGISLATIVE BRANCH
7 HOUSE OF REPRESENTATIVES

8 PAYMENTS TO WIDOWS AND HEIRS OF DECEASED
9 MEMBERS OF CONGRESS

10 For payment to the family trust of Dean A. Gallo,
11 late a Representative from the State of New Jersey,
12 \$133,600.

13 JOINT ITEMS

14 JOINT ECONOMIC COMMITTEE
15 (RESCISSION)

16 Of the funds made available under this heading in
17 Public Law 103–283, \$460,000 are rescinded.

18 JOINT COMMITTEE ON PRINTING
19 (RESCISSION)

20 Of the funds made available under this heading in
21 Public Law 103–283, \$238,137 are rescinded.

22 OFFICE OF TECHNOLOGY ASSESSMENT
23 SALARIES AND EXPENSES

24 (RESCISSION)

25 Of the funds made available under this heading in
26 Public Law 103–283, \$650,000 are rescinded.

1 CONGRESSIONAL BUDGET OFFICE

2 SALARIES AND EXPENSES

3 (RESCISSION)

4 Of the funds made available under this heading in
5 Public Law 103-283, \$187,000 are rescinded.

6 ARCHITECT OF THE CAPITOL

7 CAPITOL BUILDINGS AND GROUNDS

8 SENATE OFFICE BUILDINGS

9 (RESCISSION)

10 Of the funds made available under this heading in
11 Public Law 103-283, \$850,000 are rescinded.

12 CAPITAL POWER PLANT

13 (RESCISSION)

14 Of the funds made available under this heading in
15 Public Law 103-283, \$1,650,000 are rescinded.

16 GOVERNMENT PRINTING OFFICE

17 CONGRESSIONAL PRINTING AND BINDING

18 (RESCISSION)

19 Of the funds made available under this heading in
20 Public Law 103-283, \$5,000,000 are rescinded.

21 BOTANIC GARDEN

22 SALARIES AND EXPENSES

23 (RESCISSION)

24 Of the funds made available until expended by trans-
25 fer under this heading in Public Law 103-283,
26 \$7,000,000 are rescinded.

1 GOVERNMENT PRINTING OFFICE
2 OFFICE OF SUPERINTENDENT OF DOCUMENTS
3 SALARIES AND EXPENSES
4 (RESCISSION)

5 Of the funds made available under this heading in
6 Public Law 103–283, \$600,000 are rescinded.

7 LIBRARY OF CONGRESS
8 SALARIES AND EXPENSES
9 (RESCISSION)

10 Of the funds made available under this heading in
11 Public Law 103–283, \$150,000 are rescinded.

12 BOOKS FOR THE BLIND AND PHYSICALLY HANDICAPPED
13 SALARIES AND EXPENSES
14 (RESCISSION)

15 Of the funds made available under this heading in
16 Public Law 103–283, \$100,000 are rescinded.

17 GENERAL ACCOUNTING OFFICE
18 SALARIES AND EXPENSES
19 (RESCISSION)

20 Of the funds made available under this heading in
21 Public Law 103–283, \$8,867,000 are rescinded.

1 CHAPTER VIII
2 DEPARTMENT OF DEFENSE—MILITARY
3 CONSTRUCTION
4 MILITARY CONSTRUCTION, ARMY
5 (RESCISSION)

6 Of the funds made available under this heading in
7 Public Law 103–307, \$10,000,000 are rescinded.

8 MILITARY CONSTRUCTION, NAVY
9 (RESCISSION)

10 Of the funds made available under this heading in
11 Public Law 103–307, \$13,050,000 are rescinded.

12 MILITARY CONSTRUCTION, AIR FORCE
13 (RESCISSION)

14 Of the funds made available under this heading in
15 Public Law 103–307, \$33,250,000 are rescinded.

16 MILITARY CONSTRUCTION, AIR NATIONAL GUARD
17 (RESCISSION)

18 Of the funds made available under this heading in
19 Public Law 103–307, \$1,340,000 are rescinded.

20 NORTH ATLANTIC TREATY ORGANIZATION
21 INFRASTRUCTURE

22 (RESCISSION)

23 Of the funds made available under this heading in
24 Public Law 103–307, \$69,000,000 are rescinded.

1 BASE REALIGNMENT AND CLOSURE ACCOUNT, PART II
2 (RESCISSION)

3 Of the funds made available under this heading in
4 Public Law 103–307, \$10,628,000 are rescinded.

5 BASE REALIGNMENT AND CLOSURE ACCOUNT, PART III
6 (RESCISSION)

7 Of the funds made available under this heading in
8 Public Law 103–307, \$93,566,000 are rescinded.

9 CHAPTER IX

10 DEPARTMENT OF TRANSPORTATION AND
11 RELATED AGENCIES

12 OFFICE OF THE SECRETARY

13 WORKING CAPITAL FUND

14 (RESCISSION)

15 The obligation authority under this heading in Public
16 Law 103–331 is hereby reduced by \$4,000,000.

17 PAYMENTS TO AIR CARRIERS

18 (AIRPORT AND AIRWAY TRUST FUND)

19 (RESCISSION)

20 Of the funds made available under this heading,
21 \$5,300,000 are rescinded: *Provided*, That the Secretary
22 shall not enter into any contracts for “Small Community
23 Air Service” beyond September 30, 1995, which require
24 compensation fixed and determined under subchapter II
25 of chapter 417 of Title 49, United States Code (49 U.S.C.
26 41731–42) payable by the Department of Transportation:

1 *Provided further*, That no funds under this head shall be
2 available for payments to air carriers under subchapter
3 II.

4 COAST GUARD

5 OPERATING EXPENSES

6 (RESCISSION)

7 Of the amounts provided under this heading in Public
8 Law 103–331, \$3,700,000 are rescinded.

9 ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

10 (RESCISSION)

11 Of the available balances under this heading,
12 \$34,298,000 are rescinded.

13 ENVIRONMENTAL COMPLIANCE AND RESTORATION

14 (RESCISSION)

15 Of the amounts provided under this heading in Public
16 Law 103–331, \$400,000 are rescinded.

17 FEDERAL AVIATION ADMINISTRATION

18 OPERATIONS

19 (RESCISSION)

20 Of the available balances under this heading,
21 \$1,000,000 are rescinded: *Provided*, That the following
22 proviso in Public Law 103–331 under this heading is re-
23 pealed, “*Provided further*, That of the funds available
24 under this head, \$17,500,000 is available only for perma-

1 nent change of station moves for members of the air traf-
2 fic work force”.

3 FACILITIES AND EQUIPMENT

4 (AIRPORT AND AIRWAY TRUST FUND)

5 (RESCISSION)

6 Of the available balances under this heading,
7 \$31,850,000 are rescinded.

8 RESEARCH, ENGINEERING, AND DEVELOPMENT

9 (AIRPORT AND AIRWAY TRUST FUND)

10 (RESCISSION)

11 Of the available balances under this heading,
12 \$7,500,000 are rescinded.

13 GRANTS-IN-AID FOR AIRPORTS

14 (AIRPORT AND AIRWAY TRUST FUND)

15 (RESCISSION)

16 Of the available contract authority balances under
17 this account, \$1,300,000,000 are rescinded.

18 FEDERAL HIGHWAY ADMINISTRATION

19 LIMITATION ON GENERAL OPERATING EXPENSES

20 (RESCISSION)

21 The obligation limitation under this heading in Public
22 Law 103–331 is hereby reduced by \$45,950,000.

1 FEDERAL-AID HIGHWAYS
2 (LIMITATION ON OBLIGATIONS)
3 (HIGHWAY TRUST FUND)
4 (RESCISSION)

5 The obligation limitation under this heading in Public
6 Law 103–331 is hereby reduced by \$123,590,000, of
7 which \$27,640,000 shall be deducted from amounts made
8 available for the Applied Research and Technology Pro-
9 gram authorized under section 307(e) of title 23, United
10 States Code, and \$50,000,000 shall be deducted from the
11 amounts available for the Congestion Pricing Pilot Pro-
12 gram authorized under section 1002(b) of Public Law
13 102–240, and \$45,950,000 shall be deducted from the
14 limitation on General Operating Expenses: *Provided*, That
15 the amounts deducted from the aforementioned programs
16 are rescinded.

17 FEDERAL-AID HIGHWAYS
18 EMERGENCY RELIEF PROGRAM
19 (HIGHWAY TRUST FUND)
20 (RESCISSION)

21 Of the amounts provided under this heading in Public
22 Law 103–211, \$50,000,000 are rescinded.

1 NATIONAL HIGHWAY TRAFFIC SAFETY
2 ADMINISTRATION

3 HIGHWAY TRAFFIC SAFETY GRANTS
4 (HIGHWAY TRUST FUND)
5 (RESCISSION)

6 Of the available balances of contract authority under
7 this heading, \$20,000,000 are rescinded.

8 FEDERAL RAILROAD ADMINISTRATION

9 OFFICE OF THE ADMINISTRATOR
10 (TRANSFER OF FUNDS)

11 Section 341 of Public Law 103–331 is amended by
12 deleting “and received from the Delaware and Hudson
13 Railroad,” after “amended,”.

14 NORTHEAST CORRIDOR IMPROVEMENT PROGRAM
15 (RESCISSION)

16 Of the amounts provided under this heading in Public
17 Law 103–331, \$7,768,000 are rescinded.

18 NATIONAL MAGNETIC LEVITATION PROTOTYPE
19 DEVELOPMENT PROGRAM
20 (HIGHWAY TRUST FUND)
21 (RESCISSION)

22 Of the available balances of contract authority under
23 this heading, \$250,000,000 are rescinded.

1 FEDERAL TRANSIT ADMINISTRATION
2 DISCRETIONARY GRANTS
3 (LIMITATION ON OBLIGATIONS)
4 (HIGHWAY TRUST FUND)
5 (RESCISSION)

6 The obligation limitation under this heading in Public
7 Law 103–331 is hereby reduced by \$17,650,000: *Pro-*
8 *vided*, That such reduction shall be made from obligational
9 authority available to the Secretary for the replacement,
10 rehabilitation, and purchase of buses and related equip-
11 ment and the construction of bus-related facilities.

12 Notwithstanding Section 313 of Public Law 103–
13 331, the obligation limitations under this heading in the
14 following Department of Transportation and Related
15 Agencies Appropriations Acts are reduced by the following
16 amounts:

17 Public Law 102–143, \$62,833,000, to be distributed
18 as follows:

19 (a) \$2,563,000, for the replacement, rehabilita-
20 tion, and purchase of buses and related equipment
21 and the construction of bus-related facilities: *Pro-*
22 *vided*, That the foregoing reduction shall be distrib-
23 uted according to the reductions identified in Senate
24 Report 104–17, for which the obligation limitation
25 in Public Law 102–143 was applied; and

1 (b) \$60,270,000, for new fixed guideway sys-
2 tems, to be distributed as follows:

3 \$2,000,000, for the Cleveland Dual Hub
4 Corridor Project;

5 \$930,000, for the Kansas City-South LRT
6 Project;

7 \$1,900,000, for the San Diego Mid-Coast
8 Extension Project;

9 \$34,200,000, for the Hawthorne-Warwick
10 Commuter Rail Project;

11 \$8,000,000, for the San Jose-Gilroy Com-
12 muter Rail Project;

13 \$3,240,000, for the Seattle-Tacoma Com-
14 muter Rail Project; and

15 \$10,000,000, for the Detroit LRT Project.

16 Public Law 101-516, \$4,460,000, for new fixed
17 guideway systems, to be distributed as follows:

18 \$4,460,000 for the Cleveland Dual Hub Cor-
19 ridor Project.

20 GENERAL PROVISIONS

21 (INCLUDING RESCISSIONS)

22 SEC. 901. Of the funds provided in Public Law 103-
23 331 for the Department of Transportation working capital
24 fund (WCF), \$4,000,000 are rescinded, which limits fiscal
25 year 1995 WCF obligational authority for elements of the

1 Department of Transportation funded in Public Law 103–
2 331 to no more than \$89,000,000.

3 SEC. 902. Of the total budgetary resources available
4 to the Department of Transportation (excluding the Mari-
5 time Administration) during fiscal year 1995 for civilian
6 and military compensation and benefits and other admin-
7 istrative expenses, \$10,000,000 are permanently canceled.

8 SEC. 903. Section 326 of Public Law 103–122 is
9 hereby amended to delete the words “or previous Acts”
10 each time they appear in that section.

11 CHAPTER X

12 TREASURY, POSTAL SERVICE, AND GENERAL

13 GOVERNMENT

14 INDEPENDENT AGENCIES

15 GENERAL SERVICES ADMINISTRATION

16 FEDERAL BUILDINGS FUND

17 (TRANSFER OF FUNDS)

18 Of the funds made available for the Federal Build-
19 ings Fund in Public Law 103–329, \$5,000,000 shall be
20 made available by the General Services Administration to
21 implement an agreement between the Food and Drug Ad-
22 ministration and another entity for space, equipment and
23 facilities related to seafood research.

1 OFFICE OF PERSONNEL MANAGEMENT

2 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE

3 LIFE INSURANCE BENEFITS

4 For an additional amount for “Government payment
5 for annuitants, employee life insurance”, \$9,000,000 to
6 remain available until expended.

7 DEPARTMENT OF THE TREASURY

8 DEPARTMENTAL OFFICES

9 SALARIES AND EXPENSES

10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 103–329, \$100,000 are rescinded.

13 FINANCIAL MANAGEMENT SERVICE

14 SALARIES AND EXPENSES

15 (RESCISSION)

16 Of the funds made available under this heading in
17 Public Law 103–329, \$160,000 are rescinded.

18 UNITED STATES MINT

19 SALARIES AND EXPENSES

20 (TRANSFER OF FUNDS)

21 In the paragraph under this heading in Public Law
22 103–329, insert “not to exceed” after “of which”.

1 BUREAU OF THE PUBLIC DEBT
2 ADMINISTERING THE PUBLIC DEBT
3 SALARIES AND EXPENSES
4 (RESCISSION)

5 Of the funds made available under this heading in
6 Public Law 103–123, \$1,500,000 are rescinded.

7 INTERNAL REVENUE SERVICE
8 INFORMATION SYSTEMS
9 (RESCISSION)

10 Of the funds made available under this heading in
11 Public Law 103–329, \$1,490,000 are rescinded.

12 ADMINISTRATIVE PROVISION—INTERNAL REVENUE
13 SERVICE

14 In the paragraph under this heading in Public Law
15 103–329, in section 3, after “\$119,000,000”, insert “an-
16 nually”.

17 EXECUTIVE OFFICE OF THE PRESIDENT AND
18 FUNDS APPROPRIATED TO THE PRESIDENT

19 THE WHITE HOUSE OFFICE
20 SALARIES AND EXPENSES
21 (RESCISSION)

22 Of the funds made available under this heading in
23 Public Law 103–329, \$171,000 are rescinded.

1 FEDERAL DRUG CONTROL PROGRAMS

2 SPECIAL FORFEITURE FUND

3 (INCLUDING TRANSFER AND RESCISSION OF FUNDS)

4 For activities authorized by Public Law 100–690, an
 5 additional amount of \$13,200,000, to remain available
 6 until expended for transfer to the United States Customs
 7 Service, “Salaries and expenses” for carrying out border
 8 enforcement activities: *Provided*, That of the funds made
 9 available under this heading in Public Law 103–329,
 10 \$13,200,000 are rescinded.

11 INDEPENDENT AGENCIES

12 GENERAL SERVICES ADMINISTRATION

13 FEDERAL BUILDINGS FUND

14 LIMITATIONS ON THE AVAILABILITY OF REVENUE

15 (RESCISSIONS)

16 Of the funds made available under this heading in
 17 Public Laws 101–136, 101–509, 102–27, 102–141, 103–
 18 123, 102–393, 103–329, \$241,011,000 are rescinded from
 19 the following projects in the following amounts:

20 Arizona:

21 Lukeville, commercial lot expansion, \$1,219,000

22 San Luis, primary lane expansion and adminis-
 23 trative office space, \$3,496,000

24 Sierra Vista, U.S. Magistrates office,
 25 \$1,000,000

26 California:

1 Menlo Park, United States Geological Survey,
2 office laboratory buildings, \$980,000

3 San Francisco, U.S. Court of Appeals annex,
4 \$9,003,000

5 District of Columbia:

6 Central and West heating plants, \$5,000,000

7 Corps of Engineers, headquarters, \$25,000,000

8 General Service Administration, Southeast Fed-
9 eral Center, headquarters, \$25,000,000

10 U.S. Secret Service, headquarters, \$8,900,000

11 Georgia:

12 Atlanta, Centers for Disease Control, site acqui-
13 sition and improvement, \$25,890,000

14 Atlanta, Centers for Disease Control,
15 \$14,110,000

16 Florida:

17 Tampa, U.S. Courthouse, \$5,994,000

18 Illinois:

19 Chicago, Federal Center, \$7,000,000

20 Indiana:

21 Hammond, U.S. Courthouse, \$26,000,000

22 Maryland:

23 Avondale, DeLaSalle building, \$16,671,000

24 Massachusetts:

25 Boston, U.S. Courthouse, \$4,076,000

1 Nevada:

2 Reno, Federal building—U.S. Courthouse,
3 \$1,465,000

4 New Hampshire:

5 Concord, Federal building—U.S. Courthouse,
6 \$3,519,000

7 North Dakota:

8 Fargo, U.S. Courthouse, \$1,371,000

9 Ohio:

10 Youngstown, Federal building and U.S. Court-
11 house, site acquisition and design, \$4,574,000

12 Steubenville, U.S. Courthouse, \$2,280,000

13 Oregon:

14 Portland, U.S. Courthouse, \$5,000,000

15 Pennsylvania:

16 Philadelphia, Veterans Administration,
17 \$1,276,000

18 Rhode Island:

19 Providence, Kennedy Plaza Federal Courthouse,
20 \$7,740,000

21 Tennessee:

22 Greeneville, U.S. Courthouse, \$2,936,000

23 Texas:

24 Ysleta, site acquisition and construction,
25 \$1,727,000

1 U.S. Virgin Islands:

2 Charlotte Amalie, St. Thomas, U.S. Courthouse

3 Annex, \$2,184,000

4 Nationwide chlorofluorocarbons program,

5 \$12,300,000

6 Nationwide energy program, \$15,300,000.

7 OFFICE OF PERSONNEL MANAGEMENT

8 SALARIES AND EXPENSES

9 (RESCISSION)

10 Of the funds made available under this heading in

11 Public Law 103–329, \$3,140,000 are rescinded.

12 CHAPTER XI

13 DEPARTMENTS OF VETERANS AFFAIRS AND

14 HOUSING AND URBAN DEVELOPMENT, AND

15 INDEPENDENT AGENCIES

16 FEDERAL EMERGENCY MANAGEMENT AGENCY

17 DISASTER RELIEF

18 For an additional amount for “Disaster Relief” for

19 necessary expenses in carrying out the functions of the

20 Robert T. Stafford Disaster Relief and Emergency Assist-

21 ance Act (42 U.S.C. 5121 et seq.), \$1,900,000,000, to re-

22 main available until expended: *Provided*, That such

23 amount is designated by Congress as an emergency re-

24 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-

25 anced Budget and Emergency Deficit Control Act of 1985,

26 as amended.

1 DISASTER RELIEF EMERGENCY CONTINGENCY FUND

2 For necessary expenses in carrying out the functions
3 of the Robert T. Stafford Disaster Relief and Emergency
4 Assistance Act (42 U.S.C. 5121 et seq.), \$4,800,000,000,
5 to become available on October 1, 1995, and remain avail-
6 able until expended: *Provided*, That such amount shall be
7 available only to the extent that an official budget request
8 for a specific dollar amount, that includes designation of
9 the entire amount of the request as an emergency require-
10 ment as defined in the Balanced Budget and Emergency
11 Deficit Control Act of 1985, as amended, is transmitted
12 by the President to Congress: *Provided further*, That such
13 amount is designated by Congress as an emergency re-
14 quirement pursuant to section 251(b)(2)(D)(i) of the Bal-
15 anced Budget and Emergency Deficit Control Act of 1985,
16 as amended.

17 NATIONAL FLOOD INSURANCE FUND

18 (TRANSFER OF FUNDS)

19 Of the funds available from the National Flood Insur-
20 ance Fund for activities under the National Flood Insur-
21 ance Reform Act of 1994, an additional amount not to
22 exceed \$331,000 shall be transferred as needed to the
23 “Salaries and expenses” appropriation for flood mitigation
24 and flood insurance operations, and an additional amount
25 not to exceed \$5,000,000 shall be transferred as needed
26 to the “Emergency management planning and assistance”

1 appropriation for flood mitigation expenses pursuant to
2 the National Flood Insurance Reform Act of 1994.

3 DEPARTMENT OF VETERANS AFFAIRS

4 VETERANS HEALTH ADMINISTRATION

5 MEDICAL CARE

6 (RESCISSION)

7 Of the funds made available under this heading in
8 Public Law 103-327, \$50,000,000 are rescinded: *Pro-*
9 *vided*, That \$20,000,000 of this amount is to be taken
10 from the \$771,000,000 earmarked for the equipment and
11 land and structures object classifications, which amount
12 does not become available until August 1, 1995: *Provided*
13 *further*, That of the \$16,214,684,000 made available
14 under this heading in Public Law 103-327, the
15 \$9,920,819,000 restricted by section 509 of Public Law
16 103-327 for personnel compensation and benefits expendi-
17 tures is reduced to \$9,890,819,000.

18 DEPARTMENTAL ADMINISTRATION

19 CONSTRUCTION, MAJOR PROJECTS

20 (RESCISSION)

21 Of the funds made available under this heading in
22 Public Law 103-327 and prior years, \$50,000,000 are re-
23 scinded.

1 DEPARTMENT OF HOUSING AND URBAN
2 DEVELOPMENT
3 HOUSING PROGRAMS

4 NATIONAL HOMEOWNERSHIP TRUST DEMONSTRATION
5 PROGRAM
6 (RESCISSION)

7 Of the funds made available under this heading in
8 Public Law 103–327, \$50,000,000 are rescinded.

9 ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING
10 (RESCISSION)

11 Of the funds made available under this heading in
12 Public Law 103–327 and any unobligated balances from
13 funds appropriated under this heading in prior years,
14 \$451,000,000 of funds for development or acquisition
15 costs of public housing (including public housing for In-
16 dian families) are rescinded, except that such rescission
17 shall not apply to funds for replacement housing for units
18 demolished, reconstructed, or otherwise disposed of (in-
19 cluding units to be disposed of pursuant to a homeowner-
20 ship program under section 5(h) or title III of the United
21 States Housing Act of 1937) from the existing public
22 housing inventory, or to funds related to litigation settle-
23 ments or court orders, and the Secretary shall not be re-
24 quired to make any remaining funds available pursuant
25 to section 213(d)(1)(A) of the Housing and Community
26 Development Act of 1994; \$2,406,789,000 of funds for

1 new incremental rental subsidy contracts under the section
2 8 existing housing certificate program (42 U.S.C. 1437f)
3 and the housing voucher program under section 8(o) of
4 the Act (42 U.S.C. 1437f(o)), including \$100,000,000
5 from new programs and \$350,000,000 from pension fund
6 rental assistance as provided in Public Law 103–327, are
7 rescinded, and the remaining authority for such purposes
8 shall be only for units necessary to provide housing assist-
9 ance for residents to be relocated from existing Federally
10 subsidized or assisted housing, for replacement housing
11 for units demolished, reconstructed, or otherwise disposed
12 of (including units to be disposed of pursuant to a home-
13 ownership program under section 5(h) or title III of the
14 United States Housing Act of 1937) from the public hous-
15 ing inventory, for funds related to litigation settlements
16 or court orders, for amendments to contracts to permit
17 continued assistance to participating families, or to enable
18 public housing authorities to implement “mixed popu-
19 lation” plans for developments housing primarily elderly
20 residents; \$500,000,000 of funds for expiring contracts
21 for the tenant-based existing housing certificate program
22 (42 U.S.C. 1437f) and the housing voucher program
23 under section 8(o) of the Act (42 U.S.C. 1437f(o)), pro-
24 vided under the heading “Assistance for the renewal of
25 expiring section 8 subsidy contracts” are rescinded, and

1 the Secretary shall require that \$500,000,000 of funds
2 held as project reserves by the local administering housing
3 authorities which are in excess of current needs shall be
4 utilized for such renewals; \$835,150,000 of amounts ear-
5 marked for the modernization of existing public housing
6 projects pursuant to section 14 of the United States Hous-
7 ing Act of 1937 are rescinded and the Secretary may take
8 actions necessary to assure that such rescission is distrib-
9 uted among public housing authorities, to the extent prac-
10 ticable, as if such rescission occurred prior to the com-
11 mencement of the fiscal year; \$106,000,000 of amounts
12 earmarked for special purpose grants are rescinded;
13 \$152,500,000 of amounts earmarked for loan manage-
14 ment set-asides are rescinded; and \$90,000,000 of
15 amounts earmarked for the lead-based paint hazard reduc-
16 tion program are rescinded.

17 (DEFERRAL)

18 Of funds made available under this heading in Public
19 Law 103-327 and any unobligated balances from funds
20 appropriated under this heading in prior years,
21 \$465,100,000 of amounts earmarked for the preservation
22 of low-income housing programs (excluding \$17,000,000
23 of previously earmarked, plus an additional \$5,000,000,
24 for preservation technical assistance grant funds pursuant
25 to section 253 of the Housing and Community Develop-
26 ment Act of 1987, as amended) shall not become available

1 for obligation until September 30, 1995: *Provided*, That,
 2 notwithstanding any other provision of law, pending the
 3 availability of such funds, the Department of Housing and
 4 Urban Development may suspend further processing of
 5 applications with the exception of applications regarding
 6 properties for which an owner's appraisal was submitted
 7 on or before February 6, 1995, or for which a notice of
 8 intent to transfer the property was filed on or before Feb-
 9 ruary 6, 1995.

10 HOUSING COUNSELING ASSISTANCE

11 (RESCISSION)

12 Of the funds made available under this heading in
 13 Public Law 103-327, \$38,000,000 are rescinded.

14 NEHEMIAH HOUSING OPPORTUNITIES FUND

15 (RESCISSION)

16 Of the funds transferred to this revolving fund in
 17 prior years, \$17,700,000 are rescinded.

18 ADMINISTRATIVE PROVISIONS

19 Section 14 of the United States Housing Act of 1937
 20 is amended by adding at the end the following new sub-
 21 section:

22 “(q)(1) Notwithstanding any other provision of law,
 23 a public housing agency may use modernization assistance
 24 provided under section 14 for any eligible activity cur-
 25 rently authorized by this Act or applicable appropriation
 26 Acts (including section 5 replacement housing) for a pub-

1 lic housing agency, including the demolition of existing
2 units, for replacement housing, for temporary relocation
3 assistance, for drug elimination activities, and in conjunc-
4 tion with other programs; provided the public housing
5 agency consults with the appropriate local government of-
6 ficials (or Indian tribal officials) and with tenants of the
7 public housing development. The public housing agency
8 shall establish procedures for consultation with local gov-
9 ernment officials and tenants.

10 “(2) The authorization provided under this sub-
11 section shall not extend to the use of public housing mod-
12 ernization assistance for public housing operating assist-
13 ance.”.

14 The above amendment shall be effective for assist-
15 ance appropriated on or before the effective date of this
16 Act.

17 Section 18 of the United States Housing Act of 1937
18 is amended by—

19 (1) inserting “and” at the end of subsection
20 (b)(1);

21 (2) striking all that follows after “Act” in sub-
22 section (b)(2) and inserting in lieu thereof the fol-
23 lowing: “, and the public housing agency provides
24 for the payment of the relocation expenses of each
25 tenant to be displaced, ensures that the rent paid by

1 the tenant following relocation will not exceed the
2 amount permitted under this Act and shall not com-
3 mence demolition or disposition of any unit until the
4 tenant of the unit is relocated;”;

5 (3) striking subsection (b)(3);

6 (4) striking “(1)” in subsection (c);

7 (5) striking subsection (c)(2);

8 (6) inserting before the period at the end of
9 subsection (d) the following: “, provided that noth-
10 ing in this section shall prevent a public housing
11 agency from consolidating occupancy within or
12 among buildings of a public housing project, or
13 among projects, or with other housing for the pur-
14 pose of improving the living conditions of or provid-
15 ing more efficient services to its tenants”;

16 (7) striking “under section (b)(3)(A)” in each
17 place it occurs in subsection (e);

18 (8) redesignating existing subsection (f) as sub-
19 section (g); and

20 (9) inserting a new subsection (f) as follows:

21 “(f) Notwithstanding any other provision of law, re-
22 placement housing units for public housing units demol-
23 ished may be built on the original public housing site or
24 the same neighborhood if the number of such replacement

1 units is significantly fewer than the number of units de-
2 molished.”.

3 Section 304(g) of the United States Housing Act of
4 1937 is hereby repealed.

5 The above two amendments shall be effective for
6 plans for the demolition, disposition or conversion to
7 homeownership of public housing approved by the Sec-
8 retary on or before September 30, 1995.

9 Section 8 of the United States Housing Act of 1937
10 is amended by adding the following new subsection:

11 “(z) TERMINATION OF SECTION 8 CONTRACTS AND
12 REUSE OF RECAPTURED BUDGET AUTHORITY.—

13 “(1) GENERAL AUTHORITY.—The Secretary
14 may reuse any budget authority, in whole or part,
15 that is recaptured on account of termination of a
16 housing assistance payments contract (other than a
17 contract for tenant-based assistance) only for one or
18 more of the following:

19 “(A) TENANT-BASED ASSISTANCE.—Pur-
20 suant to a contract with a public housing agen-
21 cy, to provide tenant-based assistance under
22 this section to families occupying units formerly
23 assisted under the terminated contract.

24 “(B) PROJECT-BASED ASSISTANCE.—Pur-
25 suant to a contract with an owner, to attach as-

1 sistance to one or more structures under this
2 section.

3 “(2) FAMILIES OCCUPYING UNITS FORMERLY
4 ASSISTED UNDER TERMINATED CONTRACT.—Pursu-
5 ant to paragraph (1), the Secretary shall first make
6 available tenant- or project-based assistance to fami-
7 lies occupying units formerly assisted under the ter-
8 minated contract. The Secretary shall provide
9 project-based assistance in instances only where the
10 use of tenant-based assistance is determined to be
11 infeasible by the Secretary.

12 “(3) EFFECTIVE DATE.—This subsection shall
13 be effective for actions initiated by the Secretary on
14 or before September 30, 1995.”.

15 INDEPENDENT AGENCIES
16 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD
17 SALARIES AND EXPENSES
18 (RESCISSION)

19 Of the funds made available under this heading in
20 Public Law 103–327, \$500,000 are rescinded.

1 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

2 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

3 FUND

4 PROGRAM ACCOUNT

5 (RESCISSION)

6 Of the funds made available under this heading in

7 Public Law 103–327, \$124,000,000 are rescinded.

8 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

9 NATIONAL AND COMMUNITY SERVICE PROGRAMS

10 OPERATING EXPENSES

11 (RESCISSION)

12 Of the funds made available under this heading in

13 Public Law 103–327, \$210,000,000 are rescinded.

14 ENVIRONMENTAL PROTECTION AGENCY

15 RESEARCH AND DEVELOPMENT

16 (RESCISSION)

17 Of the funds made available under this heading in

18 Public Law 103–327, \$9,635,000 are rescinded.

19 ABATEMENT, CONTROL, AND COMPLIANCE

20 (RESCISSION)

21 Of the funds made available under this heading in

22 Public Law 103–327, \$9,806,805 are rescinded: *Provided,*

23 That notwithstanding any other provision of law, the En-

24 vironmental Protection Agency shall not be required to

25 site a computer to support the regional acid deposition

26 monitoring program in the Bay City, Michigan, vicinity.

1 BUILDINGS AND FACILITIES

2 (RESCISSIONS)

3 Of the funds made available under this heading in
4 Public Law 102-389 and Public Law 102-139 for the
5 Center for Ecology Research and Training, \$83,000,000
6 are rescinded.

7 HAZARDOUS SUBSTANCE SUPERFUND

8 (RESCISSION)

9 Of the funds made available under this heading in
10 Public Law 103-327, \$100,000,000 are rescinded.

11 WATER INFRASTRUCTURE/STATE REVOLVING FUNDS

12 (RESCISSIONS)

13 Of the funds made available under this heading in
14 Public Law 103-327 and Public Law 103-124,
15 \$1,242,095,000 are rescinded: *Provided*, That
16 \$799,000,000 of this amount is to be derived from
17 amounts appropriated for state revolving funds and
18 \$443,095,000 is to be derived from amounts appropriated
19 for making grants for the construction of wastewater
20 treatment facilities specified in House Report 103-715.

21 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

22 SCIENCE, AERONAUTICS AND TECHNOLOGY

23 (RESCISSION)

24 Of the funds made available under this heading in
25 Public Law 103-327 and any unobligated balances from

1 funds appropriated under “Research and Development” in
2 prior years, \$68,000,000 are rescinded.

3 CONSTRUCTION OF FACILITIES

4 (RESCISSION)

5 Of the funds made available under this heading in
6 Public Law 102–389, for the Consortium for International
7 Earth Science Information Network, \$27,000,000 are re-
8 scinded; and any unobligated balances from funds appro-
9 priated under this heading in prior years, \$49,000,000 are
10 rescinded.

11 NATIONAL AERONAUTICAL FACILITIES

12 The first proviso under this heading in Public Law
13 103–127 is repealed, and the amounts made available
14 under this heading are to remain available until Septem-
15 ber 30, 1997.

16 MISSION SUPPORT

17 (RESCISSION)

18 Of the funds made available under this heading in
19 Public Law 103–327, \$6,000,000 are rescinded.

20 NATIONAL SCIENCE FOUNDATION

21 ACADEMIC RESEARCH INFRASTRUCTURE

22 (RESCISSION)

23 Of the funds made available under this heading in
24 Public Law 103–327, \$131,867,000 are rescinded.

CORPORATIONS

FEDERAL DEPOSIT INSURANCE CORPORATION

FDIC AFFORDABLE HOUSING PROGRAM

(RESCISSION)

Of the funds made available under this heading in
Public Law 103–327, \$11,281,034 are rescinded.

TITLE II—GENERAL PROVISIONS**SEC. 2001. TIMBER SALES.**

(a) SALVAGE TIMBER.—

(1) DEFINITION.—In this subsection, the term
“salvage timber sale”—

(A) means a timber sale for which an im-
portant reason for entry includes the removal of
disease- or insect-infested trees, dead, damaged,
or downed trees, or trees affected by fire or im-
minently susceptible to fire or insect attack;
and

(B) includes the removal of associated
trees or trees lacking the characteristics of a
healthy and viable ecosystem for the purpose of
ecosystem improvement or rehabilitation, except
that any such sale must include an identifiable
salvage component of trees described in the
first sentence.

(2) DIRECTION TO COMPLETE SALVAGE TIMBER
SALES.—Notwithstanding any other law (including a

1 law under the authority of which any judicial order
2 may be outstanding on or after the date of enact-
3 ment of this Act), the Secretary of Agriculture, act-
4 ing through the Chief of the Forest Service, and the
5 Secretary of the Interior, acting through the Direc-
6 tor of the Bureau of Land Management, shall—

7 (A) expeditiously prepare, offer, and award
8 salvage timber sale contracts on Federal lands
9 (except land designated as a Federal wilderness
10 area); and

11 (B) perform the appropriate revegetation
12 and tree planting operations in the area in
13 which the salvage operations occurred.

14 (3) SALE DOCUMENTATION.—

15 (A) IN GENERAL.—For each salvage tim-
16 ber sale conducted under paragraph (2), the
17 Secretary concerned shall prepare a document
18 that combines an environmental assessment
19 under section 102(2) of the National Environ-
20 mental Policy Act of 1969 (42 U.S.C.
21 4332(2)(E)) (including regulations implement-
22 ing that section) and a biological evaluation
23 under section 7(a)(2) of the Endangered Spe-
24 cies Act of 1973 (16 U.S.C. 1536(a)(2)) and

1 other applicable Federal law and implementing
2 regulations.

3 (B) MATTERS TO BE CONSIDERED.—The
4 environmental assessment and biological evalua-
5 tion under subparagraph (A) shall, at the sole
6 discretion of the Secretary concerned and to the
7 extent that the Secretary concerned considers
8 appropriate and feasible, consider the environ-
9 mental effects of the salvage timber sale and
10 consider the effect, if any, on threatened or en-
11 dangered species.

12 (C) USE OF PREVIOUSLY PREPARED DOCU-
13 MENT.— In lieu of preparing a new document
14 under this paragraph, the Secretary concerned
15 may use a document prepared pursuant to the
16 National Environmental Policy Act of 1969 be-
17 fore the date of the enactment of this Act, a bi-
18 ological evaluation written before that date, or
19 information collected for such a document or
20 evaluation if the document, evaluation, or infor-
21 mation applies to the Federal lands covered by
22 the proposed sale. Any salvage sale in prepara-
23 tion on the date of enactment of this Act shall
24 be subject to the provisions of this section.

1 (D) SCOPE AND CONTENT.—The scope and
2 content of the documentation and information
3 prepared, considered, and relied on under this
4 paragraph is at the sole discretion of the Sec-
5 retary concerned.

6 (4) VOLUME.—In each of fiscal years 1995 and
7 1996—

8 (A) the Secretary of Agriculture, acting
9 through the Chief of the Forest Service, shall—

10 (i) prepare, offer, and award salvage
11 timber sale contracts under paragraph (1)
12 on Forest Service lands to the maximum
13 extent feasible to reduce the backlogged
14 volume of salvage timber as described in
15 paragraph (i); and

16 (B) the Secretary of the Interior, acting
17 through the Director of the Bureau of Land
18 Management, shall—

19 (i) prepare, offer, and award salvage
20 timber sale contracts under paragraph (1)
21 on Bureau of Land Management lands to
22 the maximum extent feasible to reduce the
23 backlogged volume of salvage timber as de-
24 scribed in paragraph (i).

1 (5) EFFECT ON OTHER LAWS.—Any timber sale
2 prepared, advertised, offered, awarded, or operated
3 in accordance with paragraph (1) shall be deemed to
4 satisfy the requirements of all applicable Federal
5 laws (including regulations), including—

6 (A) the Forest and Rangeland Renewable
7 Resources Planning Act of 1974 (16 U.S.C.
8 1600 et seq.);

9 (B) the Federal Land Policy Management
10 Act of 1976 (43 U.S.C. 1701 et seq.);

11 (C) the National Environmental Policy Act
12 of 1969 (42 U.S.C. 4331 et seq.);

13 (D) the Endangered Species Act of 1973
14 (16 U.S.C. 1531 et seq.);

15 (E) the National Forest Management Act
16 (16 U.S.C. 472a et seq.);

17 (F) the Multiple-Use Sustained Yield Act
18 (16 U.S.C. 528 et seq.); and

19 (G) other Federal environmental laws.

20 (6) SALE PREPARATION.—The Secretary con-
21 cerned shall make use of all available authority, in-
22 cluding the employment of private contractors and
23 the use of expedited fire contracting procedures, to
24 prepare and advertise salvage timber sales under
25 this subsection. The provisions of section 3(d)(1) of

1 the Federal Workforce Restructuring Act of 1994
2 (Public Law 103–226) shall not apply to any former
3 employee of the Department of the Secretary con-
4 cerned who received a voluntary separation incentive
5 payment authorized by such Act and accepts employ-
6 ment pursuant to this paragraph.

7 (7) REPORTING REQUIREMENTS.—Each Sec-
8 retary shall report to the Committee on Appropria-
9 tions and the Committee on Resources of the House
10 of Representatives, and the Committee on Appro-
11 priations and the Committee on Energy and Natural
12 Resources of the United States Senate, 90 days
13 after the date of enactment of this Act and on the
14 final day of each 90 day period thereafter through-
15 out each of fiscal years 1995 and 1996, on the num-
16 ber of sales and volumes contained therein offered
17 during such 90 day period and expected to be of-
18 fered during the next 90 day period.

19 (b) OPTION 9.—

20 (1) DIRECTION TO COMPLETE TIMBER
21 SALES.—Notwithstanding any other law (including a
22 law under the authority of which any judicial order
23 may be outstanding on or after the date of enact-
24 ment of this Act), the Secretary of the Interior, act-
25 ing through the Director of the Bureau of Land

1 Management, and the Secretary of Agriculture, act-
2 ing through the Chief of the Forest Service, shall ex-
3 peditiously prepare, offer, and award timber sale
4 contracts on Federal lands in the forests specified
5 within Option 9, as selected by the Secretary of the
6 Interior and the Secretary of Agriculture on April
7 13, 1994.

8 (2) EFFECT ON OTHER LAWS.—Any timber
9 sale prepared, advertised, offered, awarded, or oper-
10 ated in accordance with paragraph (1) shall be
11 deemed to satisfy the requirements of all applicable
12 Federal laws (including regulations), including—

13 (A) the Forest and Rangeland Renewable
14 Resources Planning Act of 1974 (16 U.S.C.
15 1600 et seq.);

16 (B) the Federal Land Policy Management
17 Act of 1976 (43 U.S.C. 1701 et seq.);

18 (C) the National Environmental Policy Act
19 of 1969 (42 U.S.C. 4331 et seq.);

20 (D) the Endangered Species Act of 1973
21 (16 U.S.C. 1531 et seq.);

22 (E) the National Forest Management Act
23 (16 U.S.C. 472a et seq.);

24 (F) the Multiple-Use Sustained Yield Act
25 (16 U.S.C. 528 et seq.); and

1 (G) other Federal environmental laws.

2 (c) JUDICIAL AND ADMINISTRATIVE REVIEW.—

3 (1) JUDICIAL AUTHORITY.—

4 (A) RESTRAINING ORDERS AND PRELIMI-
5 NARY INJUNCTIONS.—No restraining order or
6 preliminary injunction shall be issued by any
7 court of the United States with respect to a de-
8 cision to prepare, advertise, offer, award, or op-
9 erate any timber sale offered under subsection
10 (a) or (b).

11 (B) PERMANENT INJUNCTIONS.—The
12 courts of the United States shall have authority
13 to enjoin permanently, order modification of, or
14 void an individual sale under subsection (a) or
15 (b) if, at a trial on the merits, it has been de-
16 termined that the decision to prepare, advertise,
17 offer, award, or operate the sale was arbitrary,
18 capricious, or otherwise not in accordance with
19 law.

20 (2) TIME AND VENUE FOR CHALLENGE.—

21 (A) IN GENERAL.—Any challenge to a tim-
22 ber sale under subsection (a) or (b) shall be
23 brought as a civil action in the United States
24 district court for the district in which the af-
25 fected Federal lands are located within 15 days

1 after the date of the initial advertisement of the
2 challenged timber sale.

3 (B) NO WAIVER.—The Secretary of the In-
4 terior and the Secretary of Agriculture may not
5 agree to, and a court may not grant, a waiver
6 the requirements of subparagraph (A).

7 (3) STAY OF ADMINISTRATIVE ACTION.—Dur-
8 ing the 45-day period after the date of filing of a
9 civil action under paragraph (2), the affected agency
10 shall take no action to award a challenged timber
11 sale.

12 (4) TIME FOR DECISION.—A civil action filed
13 under this section shall be assigned for hearing at
14 the earliest possible date, and the court shall render
15 its final decision relative to any challenge within 45
16 days after the date on the action is brought, unless
17 the court determines that a longer period of time is
18 required to satisfy the requirements of the United
19 States Constitution.

20 (5) EXPEDITING RULES.—The court may estab-
21 lish rules governing the procedures for a civil action
22 under paragraph (2) that set page limits on briefs
23 and time limits on filing briefs, motions, and other
24 papers that are shorter than the limits specified in

1 the Federal Rules of Civil Procedure or Federal
2 Rules of Appellate Procedure.

3 (6) SPECIAL MASTERS.—In order to reach a de-
4 cision within 45 days, the court may assign all or
5 part of any proceeding under this subsection to 1 or
6 more special masters for prompt review and rec-
7 ommendations to the court.

8 (7) NO ADMINISTRATIVE REVIEW.—A timber
9 sale conducted under subsection (a) or (b), and any
10 decision of the Secretary of Agriculture or the Sec-
11 retary of the Interior in connection with the sale,
12 shall not be subject to administrative review.

13 (d) EXPIRATION DATE.—Subsection (a) and (b) shall
14 expire effective as of September 30, 1996, but the terms
15 and conditions of those subsections shall continue in effect
16 with respect to timber sale contracts offered under this
17 Act until the completion of performance of the contracts.

18 (e) AWARD AND RELEASE OF PREVIOUSLY OFFERED
19 AND UNAWARDED TIMBER SALE CONTRACTS.—

20 (1) AWARD AND RELEASE REQUIRED.—Not-
21 withstanding any other law, within 30 days after the
22 date of the enactment of this Act, the Secretary con-
23 cerned shall act to award, release, and permit to be
24 completed in fiscal years 1995 and 1996, with no
25 change in originally advertised terms and volumes,

1 all timber sale contracts offered or awarded before
2 that date in any unit of the National Forest System
3 or district of the Bureau of Land Management sub-
4 ject to section 318 of Public Law 101-121 (103
5 Stat. 745).

6 (2) THREATENED OR ENDANGERED SPECIES.—
7 No sale unit shall be released or completed under
8 this subsection if any threatened or endangered spe-
9 cies is known to be nesting within the acreage that
10 is the subject of the sale unit.

11 (3) ALTERNATIVE OFFER IN CASE OF DELAY.—
12 If for any reason a sale cannot be released and com-
13 pleted under the terms of this subsection within 45
14 days after the date of enactment of this Act, the
15 Secretary of Agriculture or the Secretary of Interior,
16 as the case may be, shall provide the purchaser an
17 equal volume of timber, of like kind and value, which
18 shall be subject to the terms of the original contract,
19 and shall not count against current allowable sale
20 quantities.

21 (f) EFFECT ON PLANS, POLICIES, AND ACTIVI-
22 TIES.—Compliance with this section shall not require or
23 permit any revisions, amendment, consultation,
24 supplementation, or other administrative action in or for
25 any land management plan, standard, guideline, policy, re-

1 gional guide or multi-forest plan because of implementa-
2 tion or impacts, site-specific or cumulative, of activities
3 authorized or required by this section. No project decision
4 shall be required to be halted or changed by such docu-
5 ments or guidance, implementation, or impacts.

6 SEC. 2002. Section 633 of the Treasury, Postal Serv-
7 ice and General Government Appropriations Act, 1995
8 (Public Law 103-329; 108 Stat. 2428) is amended by
9 adding at the end of the section the following new sub-
10 section:

11 “(g) Notwithstanding the provisions of subsection
12 (e)(1), any Office of Inspector General that employed less
13 than four criminal investigators on the date of the enact-
14 ment of this Act, and whose criminal investigators were
15 not receiving administratively uncontrollable overtime be-
16 fore such date of enactment, may provide availability pay
17 to those criminal investigators at any time after Septem-
18 ber 30, 1995.”.

19 SEC. 2003. Section 5542 of title 5, United States
20 Code, is amended by striking subsection (d).

21 SEC. 2004. Section 5545a(c) of title 5, United States
22 Code, is amended by adding after the last sentence, “An
23 agency may direct a criminal investigator to work un-
24 scheduled duty hours on days when regularly scheduled
25 overtime is provided under section 5542, and that duty

1 may be related to the duties for which the investigator
2 was scheduled or other duties based on the needs of the
3 agency.

4 SEC. 2005. Notwithstanding any other provision of
5 law, beginning 30 days from the date of enactment of this
6 Act and continuing thereafter, United States Customs
7 Service Pilots compensated for administratively uncontrol-
8 lable overtime under the provisions of section 5545(c) of
9 title 5, United States Code, shall be provided availability
10 pay authorized under the provisions of section 5545(a) of
11 title 5, United States Code, and all other provisions of
12 such title shall apply to such Customs Service pilots.

13 GENERAL PROVISIONS

14 SEC. 2006. None of the funds made available in any
15 appropriations Act for fiscal year 1995 may be used by
16 the Environmental Protection Agency to require any state
17 to comply with the requirement of section 182 of the Clean
18 Air Act by adopting or implementing a test-only or IM240
19 enhanced vehicle inspection and maintenance program, ex-
20 cept that EPA may approve such a program if a state
21 chooses to submit one to meet that requirement.

22 SEC. 2007. None of the funds made available in any
23 appropriations Act for fiscal year 1995 may be used by
24 the Environmental Protection Agency to impose or enforce

1 any requirement that a state implement trip reduction
2 measures to reduce vehicular emissions.

3 SEC. 2008. None of the funds made available in any
4 appropriations Act for fiscal year 1995 may be used by
5 the Environmental Protection Agency for listing or to list
6 any additional facilities on the National Priorities List es-
7 tablished by section 105 of the Comprehensive Environ-
8 mental Response Compensation and Liability Act
9 (CERCLA), 42 U.S.C. 9605, unless the Administrator re-
10 ceives a written request to propose for listing or to list
11 a facility from the governor of the state in which the facil-
12 ity is located, or unless legislation to reauthorize CERCLA
13 is enacted.

14 SEC. 2009. No part of any appropriation contained
15 in this Act shall remain available for obligation beyond
16 the current fiscal year unless expressly so provided herein.

17 This Act may be cited as the “Second Supplemental
18 Appropriations and Rescissions Act, 1995”.

S 617 RS——2

S 617 RS——3

S 617 RS——4

S 617 RS——5

S 617 RS——6

S 617 RS——7